

## AMENDMENTS TO THE CLAIMS

1-41. (Cancelled).

42. (Currently Amended) An oligonucleotide ~~comprising at least two~~  
~~concatenations~~ consisting of:

(a) one concatenation coding for a polypeptide with formula  $(P-K)_n$ , where:

n is selected from the group consisting of 3 (SEQ ID NO:12), 4 (SEQ ID NO:13),  
5 (SEQ ID NO:14), 6 (SEQ ID NO:15), 7 (SEQ ID NO:16), 8 (SEQ ID NO:17), 9 (SEQ  
ID NO:18), 10 (SEQ ID NO:19), and 15 (SEQ ID NO:20);

P represents a proline amino acid residue;

K represents a lysine amino acid residue;

the symbol “-” represents a bond between the two amino acid residues, ~~in~~  
~~particular a peptide-type bond~~, the n (P-K) units also being bonded together by such  
bonds; and

(b) optionally at least one lysine residue at the 5' end or the 3' end of said  
concatenation, or both, for example peptide-type bonds,  
~~wherein at least one of said concatenations has n superior to 2 and wherein one or more~~  
~~amino acid residues which are neither P nor K residues separate at least one concatenation~~  
~~from a second concatenation.~~

43. (Currently Amended) ~~The oligonucleotide of claim 42, wherein An~~  
oligonucleotide consisting of:

(a) one concatenation coding for a polypeptide with formula (P-K)<sub>n</sub>, where n is selected from the group consisting of a whole number equal to 3 (SEQ ID NO:12), 4 (SEQ ID NO:13), 5 (SEQ ID NO:14), 6 (SEQ ID NO:15), 7 (SEQ ID NO:16), 8 (SEQ ID NO:17), 9 (SEQ ID NO:18), 10 (SEQ ID NO:19), or and 15 (SEQ ID NO:20), where P represents a proline amino acid residue, K represents a lysine amino acid residue, and the symbol “-” represents a bond between the two amino acids residues, the n (P-K) units also being bonded together by such bonds; and

(b) one or more codons at the 5’ or 3’ end of said concatenation, wherein the polypeptide coded for by said oligonucleotide, when incorporated into a  $\gamma$ -zein protein at an allowable site, allows for expression of the modified  $\gamma$ -zein protein in a plant cell and allows for similar or identical localization of said modified  $\gamma$ -zein protein as compared to the unmodified protein in a plant cell.

44. (Cancelled).

45. (Currently Amended) The oligonucleotide of claim 42 43, wherein ~~at least one of said~~ one or more codons comprise concatenations further codes for at least one

lysine residue, wherein said at least one lysine residue is at the its 5' end or the its 3' end of said concatenation, or both.

46-50. (Cancelled).

51. (Withdrawn) The nucleotide sequence according to claim 48, wherein the coding nucleotide concatenation codes for a protein reserve naturally produced by a plant from the legume or crucifer family.

52-55. (Cancelled).

56. (Withdrawn) The nucleotide sequence according to claim 48, wherein the coding nucleotide concatenation codes for a protein reserve of a plant selected from the following: soya, sunflower, tobacco, wheat, oats, alfalfa, rice, oilseed rape, sorghum, and *Arabidopsis thaliana*.

57-64. (Cancelled).

65. (Withdrawn) A polypeptide coded by a sequence according to claim 47.

66. (Withdrawn) A lysine-enriched modified maize  $\gamma$ -zein, which is coded by a nucleotide sequence according to claim 54.

67. (Withdrawn) A lysine-enriched modified maize  $\gamma$ -zein, the amino acid sequence of which is modified by at least one polypeptide with formula  $(P-K)_n$  or with formula  $2K(P-K)_n$ , where:

n is a whole number of 2 or more;

P represents a proline amino acid residue;

K represents a lysine amino acid residue;

the symbol “-” represents a bond between the two amino acid residues, in particular a peptide type bond, the n (P-K) units being bonded together by bonds, in particular peptide type bonds, said polypeptide having formula  $(P-K)_n$  or  $K-(P-K)_n$  being substituted for a sequence naturally present in the normal maize  $\gamma$ -zein or being inserted with deletion of one or more amino acids of the amino acid sequence for normal maize  $\gamma$ -zein, or being added to the normal  $\gamma$ -zein amino acid sequence, the insertion site for the polypeptide being selected such that:

when the modified lysine-rich  $\gamma$ -zein is produced in a host cell, in particular in a plant cell, it is localized in identical or similar manner to the normal maize  $\gamma$ -zein which would be produced under the same conditions in the same host cell; and/or

the modified maize  $\gamma$ -zein is recognized by antibodies directed against the normal maize  $\gamma$ -zein.

68. (Withdrawn) The modified maize  $\gamma$ -zein according to claim 67, which is the protein P20 $\gamma$ Z or the protein H30 $\gamma$ Z or the protein H45 $\gamma$ Z.

69-75. (Cancelled).

76. (Withdrawn) The host cell according to claim 71, which is a soya, sunflower, tobacco, wheat, oats, alfalfa, rice, oilseed rape, sorghum or Arabidopsis cell.

77-83. (Cancelled).

84. (Currently Amended) An oligonucleotide ~~having at least two concatenations~~  
consisting of:

(a) a concatenation coding for a polypeptide with formula (P-K)<sub>n</sub>, where:

n is selected from the group consisting of 4 (SEQ ID NO:13), 5 (SEQ ID NO:14), 6 (SEQ ID NO:15), 7 (SEQ ID NO:16), 8 (SEQ ID NO:17), 9 (SEQ ID NO:18), 10 (SEQ ID NO:19), and 15 (SEQ ID NO:20) equal to 3, or more;

P represents a proline amino acid residue;

K represents a lysine amino acid residue;

The symbol “-” represents a bond between the two amino acid residues, in particular a ~~peptide type bond~~, the n (P-K) units also being bonded together by such bonds, for example peptide type bonds, wherein said concatenation is interrupted once between two (P-K) units by amino acids that are neither P nor K; and

(b) optionally at least one lysine residue at the 5' end or the 3' end of said concatenation, wherein the polypeptide coded for by said oligonucleotide, when incorporated into a  $\gamma$ -zein protein at an allowable site, allows for expression of the modified  $\gamma$ -zein protein in a plant cell and allows for similar or identical localization of said modified  $\gamma$ -zein protein as compared to the unmodified protein in a plant cell.

85. (Currently Amended) ~~The oligonucleotide of claim 84, wherein n is a whole number equal to 3 (SEQ ID NO:12), 4 (SEQ ID NO:13), 5 (SEQ ID NO:14), 6 (SEQ ID NO:15), 7 (SEQ ID NO:16), 8 (SEQ ID NO:17), 9 (SEQ ID NO:18), 10 (SEQ ID NO:19), or 15 (SEQ ID NO:20)~~ An oligonucleotide consisting of:

(a) one concatenation coding for a polypeptide with formula (P-K)<sub>n</sub>, where n is selected from the group consisting of 7 (SEQ ID NO:16), 8 (SEQ ID NO:17), 9 (SEQ ID NO:18), 10 (SEQ ID NO:19), and 15 (SEQ ID NO:20), where P represents a proline amino acid residue, K represents a lysine amino acid residue, the symbol “-” represents a bond between the two amino acid residues, the n (P-K) units also being bonded together

by such bonds, wherein said concatenation is interrupted once between two (P-K) units by amino acids that are neither P nor K; and

(b) one or more codons at the 5' end or the 3' end of said concatenation, wherein the polypeptide coded for by said oligonucleotide, when incorporated into a  $\gamma$ -zein protein at an allowable site, allows for expression of the modified  $\gamma$ -zein protein in a plant cell and allows for similar or identical localization of said modified  $\gamma$ -zein protein as compared to the unmodified protein in a plant cell.

86. (Currently Amended) The oligonucleotide of claim 42, 43, 84, or 85, wherein said bonds are peptide bonds ~~the sequence of n (P-K) units of one of said at least two concatenations is interrupted, between at least two (P-K) units, by one or more amino acid residues which are neither P nor K residues.~~

87. (Cancelled).

88. (Currently Amended) The oligonucleotide of claim 84, wherein said interruption comprises at least one lysine codon at the 3' end of said interruption ~~the concatenation further codes for at least one lysine residue at its 5' end or its 3' end.~~

89. (Currently Amended) ~~The~~ An oligonucleotide ~~of claim 88,~~ having the formula  $K-(P-K)_4$  (SEQ ID NO:21), ~~or~~  $2K(P-K)_4$  (SEQ ID NO:23), or  $K-(P-K)_4$  E-F-K-(P-K)<sub>4</sub> (SEQ ID NO: 24).

90. (Currently Amended) A recombinant nucleotide sequence comprising a ~~concatenation of nucleotides~~ nucleic acid coding for a maize  $\gamma$ -zein of 28 kDa, wherein said recombinant nucleotide sequence further comprises ~~the~~ an oligonucleotide ~~of claim 42 or claim 84~~ consisting of:

(a) one concatenation coding for a polypeptide with formula  $(P-K)_n$ , where n is selected from the group consisting of 2, 3 (SEQ ID NO:12), 4 (SEQ ID NO:13), 5 (SEQ ID NO:14), 6 (SEQ ID NO:15), 7 (SEQ ID NO:16), 8 (SEQ ID NO:17), 9 (SEQ ID NO:18), 10 (SEQ ID NO:19), and 15 (SEQ ID NO:20), or

(b) one concatenation coding for a polypeptide with formula  $(P-K)_n$ , where n is selected from the group consisting of 2, 3 (SEQ ID NO:12), 4 (SEQ ID NO:13), 5 (SEQ ID NO:14), 6 (SEQ ID NO:15), 7 (SEQ ID NO:16), 8 (SEQ ID NO:17), 9 (SEQ ID NO:18), 10 (SEQ ID NO:19), and 15 (SEQ ID NO:20), said concatenation being interrupted once between two (P-K) units by amino acids that are neither P nor K;

where P and K represent respectively a proline and a lysine amino acid residue, the symbol “-” represents a bond between the two amino acids residues, the n (P-K) units also



being bonded together by such bonds; said concatenation being inserted at one site of the nucleotide concatenation nucleic acid selected such that:

- i) expression of the recombinant nucleotide sequence in a particular plant cell enables a the modified  $\gamma$ -zein protein-reserve to be produced, wherein said modified  $\gamma$ -zein protein-reserve is localized in that cell in a manner identical to or similar to the normal protein reserve which would be expressed in the same cell under the same conditions by the corresponding normal nucleic acid, coding-nucleotide concatenation; or
- ii) the modified  $\gamma$ -zein protein-reserve coded by the recombinant nucleotide sequence is immunologically recognized by antibodies produced against the corresponding normal  $\gamma$ -zein-protein-reserve.

91. (Currently Amended) The recombinant nucleotide sequence of claim 90, wherein the nucleic acid nucleotide concatenation coding for the maize  $\gamma$ -zein has the sequence set forth in SEQ ID NO:6.

92. (Previously Presented) The recombinant nucleotide sequence of claim 90, wherein the oligonucleotide is inserted in place of or following a Pro-X domain or in a Pro-X domain naturally present in the maize  $\gamma$ -zein.

93. (Previously Presented) The recombinant nucleotide sequence of claim 90, wherein the sequence is under the control of an expression promoter.

94. (Currently Amended) The recombinant nucleotide sequence of claim 93, wherein the promoter is a specific promoter for a given cell tissue, ~~for example~~ or a promoter ~~which is~~ specific for expression in grains or in the leaves of plants.

95. (Previously Presented) The recombinant nucleotide sequence of claim 93, wherein the expression promoter is that of maize  $\gamma$ -zein.

96. (Previously Presented) The recombinant nucleotide sequence of claim 93, wherein the expression promoter is the promoter CaMV35S.

97. (Previously Presented) The recombinant nucleotide sequence of claim 92, which codes for one of the polypeptides P20 $\gamma$ Z or H45 $\gamma$ Z having the sequence set forth in SEQ ID NO:9 or SEQ ID NO:11, respectively.

98. (Previously Presented) The recombinant nucleotide sequence of claim 90, wherein the oligonucleotide is inserted following or in place of a primary structure having tandem repeats rich in proline residues.

99. (Currently Amended) A cloning or expression vector comprising, at a site which is not essential for replication, the recombinant nucleotide sequence of claim 90.

100. (Currently Amended) A recombinant host cell comprising the recombinant nucleotide sequence of claim 90.

101. (Previously Presented) The host cell of claim 100, wherein said cell is a bacterium.

102. (Previously Presented) The host cell of claim 101, wherein said bacterium is *Escherichia coli* or *Agrobacterium tumefaciens*.

103. (Previously Presented) The host cell of claim 100, which is a plant cell.

104. (Previously Presented) The host cell of claim 103, wherein said plant cell is a plant seed cell.

105. (Previously Presented) The host cell of claim 104, wherein said plant seed cell is a cell from maize seed endosperm.

106. (Currently Amended) The host cell of claim 105, wherein the recombinant nucleotide sequence is stably integrated in the genome of the host cell.

107. (Currently Amended) The host cell of claim 105, which produces a lysine-enriched modified maize  $\gamma$ -zein upon expression of the recombinant nucleotide sequence.

108. (Currently Amended) A maize plant producing a polypeptide encoded by the recombinant nucleotide sequence of claim 90, ~~which is a maize  $\gamma$  plant.~~

109. (Currently Amended) A method ~~of~~ for producing a maize plant or maize seeds expressing a modified  $\gamma$ -zein protein reserve, which comprises the steps of:

a) transforming a plant cell with the recombinant nucleotide sequence of claim 90, or the vector of claim 99, under conditions enabling the  $\gamma$ -zein modified protein reserve coded by the nucleotide sequence to be expressed in a stable and functional manner;

b) regenerating plants from the plant cell transformed in step a), to obtain plants expressing the modified  $\gamma$ -zein protein reserve; and

c) optionally if necessary, obtaining seeds from the modified plants obtained in step b).

110-113. (Cancelled)

114. (Currently Amended) Maize seeds comprising a  $\gamma$ -zein plant protein encoded by a recombinant nucleotide sequence comprising a ~~concatenation of nucleotides~~ nucleic acid coding for the  $\gamma$ -zein plant protein and, inserted at one site of the nucleic acid ~~nucleotide concatenation~~, an ~~oligonucleotide~~ oligonucleotide consisting of comprising at least one concatenation coding for a polypeptide with formula  $(P-K)_n$ , where:

(a) n is selected from the group consisting of 2, 3 (SEQ ID NO:12), 4 (SEQ ID NO:13), 5 (SEQ ID NO:14), 6 (SEQ ID NO:15), 7 (SEQ ID NO:16), 8 (SEQ ID NO:17), 9 (SEQ ID NO:18), 10 (SEQ ID NO:19), and 15 (SEQ ID NO:20) or equal to 3, or more;

(b) n is selected from the group consisting of 2, 3 (SEQ ID NO:12), 4 (SEQ ID NO:13), 5 (SEQ ID NO:14), 6 (SEQ ID NO:15), 7 (SEQ ID NO:16), 8 (SEQ ID NO:17), 9 (SEQ ID NO:18), 10 (SEQ ID NO:19), and 15 (SEQ ID NO:20), said concatenation being interrupted once between two (P-K) units by amino acids that are neither P nor K;

where P represents a proline amino acid residue; residue, K represents a lysine amino acid residue; residue, and the symbol “-” represents a bond between the two amino

acid residues, ~~in particular a peptide-type bond~~, the n (P-K) units also being bonded together by such bonds, ~~for example peptide-type bonds;~~

wherein the insertion site of the oligonucleotide is selected such that:

i) expression of the recombinant nucleotide sequence in a particular plant cell enables a modified  $\gamma$ -zein protein reserve to be produced, wherein said  $\gamma$ -zein protein reserve is localized in that cell in a manner identical to or similar to the normal  $\gamma$ -zein protein reserve which would be expressed in the same cell under the same conditions by the corresponding normal nucleic acid ~~coding-nucleotide-concatenation~~; or

ii) the modified  $\gamma$ -zein protein reserve coded by the recombinant nucleotide sequence is immunologically recognized by antibodies produced against the corresponding normal  $\gamma$ -zein ~~protein-reserve~~.

115. (Currently Amended) The maize seeds of claim 114, wherein said  $\gamma$ -zein ~~protein-reserve~~ is a maize  $\gamma$ -zein of 28 kDa.

116. (Cancelled).

117. (Currently Amended) The maize seeds of claim 114 ~~116~~, wherein said bonds ~~are peptide-type bonds~~ ~~the sequence of n (P-K) units is interrupted between more than~~ ~~two (P-K) units~~.

118. (Cancelled).

119. (Currently Amended) The maize seeds of claim 114, wherein the oligonucleotide further codes for at least one lysine residue at the 5' or 3' end and the polypeptide coded for by the oligonucleotide is present within the N-terminal domain of the maize  $\gamma$ -zein ~~plant protein~~.

120. (Previously Presented) The maize seeds of claim 119, wherein the oligonucleotide comprising at least one concatenation codes for a polypeptide having the formula  $K-(P-K)_4$  (SEQ ID NO:21) or  $2K(P-K)_4$  (SEQ ID NO:23).

121. (Previously Presented) The maize seeds of claim 114, wherein the plant protein is the maize  $\gamma$ -zein having the sequence set forth in SEQ ID NO:6.

122. (Previously Presented) The maize seeds of claim 121, wherein the oligonucleotide is inserted in place of or following a Pro-X domain or in a Pro-X domain naturally present in the maize  $\gamma$ -zein.

123. (Previously Presented) The maize seeds of claim 122, wherein the nucleotide sequence codes for one of the polypeptides P20γZ or H45γZ having the sequence set forth in SEQ ID NO:9 or SEQ ID NO:11, respectively.

124. (Previously Presented) A cloning and/or expression vector, which is one of plasmids pP20γZ (CNCM N° I-1640), pH30γZ or pH45γZ (CNCM N° I-1639).

125. (New) The maize seeds of claim 114, wherein the oligonucleotide codes for a polypeptide having the formula K-(P-K)<sub>4</sub>-E-F-(P-K)<sub>4</sub> (SEQ ID NO:24).

126. (New) A recombinant nucleotide sequence comprising a nucleic acid coding for a maize γ-zein of 28 kDa, wherein said recombinant nucleotide sequence further comprises an oligonucleotide consisting of:

(a) one concatenation coding for a polypeptide with formula (P-K)<sub>n</sub>, where n is selected from the group consisting of 2, 3 (SEQ ID NO:12), 4 (SEQ ID NO:13), 5 (SEQ ID NO:14), 6 (SEQ ID NO:15), 7 (SEQ ID NO:16), 8 (SEQ ID NO:17), 9 (SEQ ID NO:18), 10 (SEQ ID NO:19), and 15 (SEQ ID NO:20) and one or more codons at the 5' or 3' end of said concatenation, or

(b) one concatenation coding for a polypeptide with formula (P-K)<sub>n</sub>, where n is selected from the group consisting of 2, 3 (SEQ ID NO:12), 4 (SEQ ID NO:13), 5 (SEQ



ID NO:14), 6 (SEQ ID NO:15), 7 (SEQ ID NO:16), 8 (SEQ ID NO:17), 9 (SEQ ID NO:18), 10 (SEQ ID NO:19), and 15 (SEQ ID NO:20), and one or more codons at the 5' or 3' end of said concatenation, wherein said concatenation is interrupted once between two (P-K) units by amino acids that are neither P nor K;

where P and K represent respectively a proline and a lysine amino acid residue, the symbol “-” represents a bond between the two amino acids residues, the n (P-K) units also being bonded together by such bonds; and wherein said oligonucleotide is inserted at one site of the nucleic acid selected such that:

i) expression of the recombinant nucleotide sequence in a particular plant cell enables the modified  $\gamma$ -zein to be produced, wherein said modified  $\gamma$ -zein is localized in that cell in a manner identical to or similar to the normal protein reserve which would be expressed in the same cell under the same conditions by the corresponding normal nucleic acid; or

ii) the modified  $\gamma$ -zein coded by the recombinant nucleotide sequence is immunologically recognized by antibodies produced against the corresponding normal  $\gamma$ -zein.

127. (New) The recombinant nucleotide of claim 126, wherein said one or more codons comprise at least one lysine residue at the 5' end or the 3' end of said concatenation.

128. (New) The recombinant nucleotide of claim 90, wherein said interruption comprises at least one lysine codon at the 3' end of said interruption.

129. (New) A plant producing the polypeptide encoded by the recombinant nucleotide sequence of claim 90 or 126.

130. (New) A method for producing plants or seeds expressing a modified  $\gamma$ -zein protein reserve comprising the steps of:

(a) transforming a plant cell with the recombinant nucleotide sequence of claim 90, or the vector of claim 99, under conditions enabling the modified  $\gamma$ -zein encoded by the recombinant nucleotide sequence to be expressed in a stable and functional manner;

(b) regenerating plants from the plant cell transformed in step a), to obtain plants expressing the modified  $\gamma$ -zein; and

(c) optionally obtaining seeds from the modified plants in step (b).

131. (New) Seeds comprising a  $\gamma$ -zein encoded by a recombinant nucleotide sequence comprising a nucleic acid coding for the  $\gamma$ -zein and, inserted at on site of the nucleic acid, an oligonucleotide formed by one concatenation coding for a polypeptide with formula  $(P-K)_n$ , where:

n is selected from the group consisting of 2, 3 (SEQ ID NO:12), 4 (SEQ ID NO:13), 5 (SEQ ID NO:14), 6 (SEQ ID NO:15), 7 (SEQ ID NO: 16), 8 (SEQ ID NO:17), 9 (SEQ ID NO:18), 10 (SEQ ID NO: 19) and 15 (SEQ ID NO:20);

P represents a proline amino acid residue;

K represents a lysine amino acid residue; and

the symbol “-” represents a bond between the two amino acid residues, the n (P-K) units also being bonded together by such bonds;  
wherein the insertion site of the oligonucleotide is selected such that:

i) expression of the recombinant nucleotide sequence in a particular plant cell enables a modified  $\gamma$ -zein to be produced, wherein said modified  $\gamma$ -zein is localized in that cell in a manner identical to or similar to the normal  $\gamma$ -zein which would be expressed in the same cell under the same conditions by the corresponding normal nucleic acid; or

ii) the modified  $\gamma$ -zein encoded by the recombinant nucleotide sequence is immunologically recognized by antibodies produced against the corresponding normal gamma zein.